

Message Text

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PAGE 01 STATE 001793
ORIGIN OES-06

INFO OCT-01 ARA-06 ISO-00 ACDA-07 AGRE-00 AID-05 CEA-01
CEQ-01 CG-00 CIAE-00 CIEP-01 COME-00 DLOS-06 DODE-00
DOTE-00 EB-07 EPA-01 ERDA-05 FMC-01 TRSE-00 H-01
INR-07 INT-05 IO-13 JUSE-00 L-03 NSAE-00 NSC-05
NSF-01 OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15 SAL-01
FEA-01 USIE-00 INRE-00 NSCE-00 SSO-00 /109 R

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O R 052054Z JAN 77
FM SECSTATE WASHDC
TO AMEMBASSY BRASILIA IMMEDIATE
INFO AMCONSUL BELEM

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E.O. 11652: N/A

TAGS: EFIS, PLOS, PFOR, BR

SUBJECT: US-BRAZIL SHRIMP AGREEMENT

REF: (A) BRASILIA 10442, (B) STATE 303224

1. DEPT. DOES NOT DISPUTE GOB VIEW EXPRESSED REFTEL (A)
THAT EXTENSION OF AGREEMENT COULD BE ACHIEVED DESPITE
ABSENCE OF SPECIFIC PROVISION, ALTHOUGH THIS COULD CAUSE
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PAGE 02 STATE 001793

SOME PROBLEMS WITH CONGRESS. HOWEVER, MAIN IMPEDI-
MENT TO EXTENSION IS PROBLEM OF FEE, AS NOTED PARA 2
REFTEL (B). PAYMENT OF FLAT FEE PRESENTS SERIOUS DIFFI-
CULTIES, AND WE DO NOT BELIEVE USG CAN MAKE COMMITMENT TO
GOB TO PAY \$361,000 OR ANOTHER AGGREGATE AMOUNT.

2. DEPT. UNDERSTANDS GOB DESIRE NOT TO UNDERTAKE MAJOR

RENEGOTIATION OF AGREEMENT AT THIS TIME. HOWEVER, SITUATION HAS CHANGED RATHER DRAMATICALLY FOR U.S. NOW THAT 200 MILE FISHERIES LEGISLATION HAS BEEN PASSED. IT IS CLEAR TO DEPT THAT SOME CHANGES IN AGREEMENT MUST BE MADE AND THAT WE MUST SIT DOWN WITH GOB OFFICIALS AND SEE WHAT CAN BE ACCOMPLISHED. PERHAPS A MAJOR RESTRUCTURING OF AGREEMENT IS NOT NECESSARY, HOWEVER, AND MUCH OF SUBSTANCE OF PRESENT AGREEMENT CAN BE RETAINED. IF GOB

INSISTENT, AS INDICATED REFTEL (A), THAT AGREEMENT EXPIRE DEC. 31, 1977, THIS NEED NOT BE INSURMOUNTABLE BARRIER IF ARRANGEMENTS OTHERWISE ATTRACTIVE TO U.S. CAN BE AGREED UPON. EMBASSY REQUESTED TO APPROACH GOB OFFICIALS TO REQUEST MEETING TO DISCUSS RENEGOTIATION OF AGREEMENT. EMBASSY MAY WISH TO EMPHASIZE THAT THIS WOULD NOT NECESSARILY HAVE TO BE A MAJOR EFFORT AND THAT MUCH OF SUBSTANCE OF PRESENT AGREEMENT COULD, FROM USG POINT OF VIEW, BE RETAINED.

3. US/MEXICO FISHERIES AGREEMENT IS BEING POUCHED AS REQUESTED PARA 4 REFTEL (A). MEXICAN AGREEMENT IS FIRST ARRANGEMENT NEGOTIATED DEALING WITH U.S. FISHING OF COASTAL FISH SPECIES OFF ANOTHER NATION'S COAST, SINCE

PASSAGE OF U.S. 200 MILE LEGISLATION. AGREEMENT PROVIDES FOR LICENSE FEES TO BE PAID, IN ADVANCE, ON A PER VESSEL BASIS, DIRECTLY BY VESSEL OWNERS. NO FEES OR TOTAL AMOUNTS ARE PROMISED BY USG, WHICH ACTS ONLY AS CONDUIT TO PASS MONEY TO MEXICAN GOVERNMENT AND TO RECEIVE VESSEL LIMITED OFFICIAL USE

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PAGE 03 STATE 001793

PERMITS AND PASS THEM ALONG TO VESSEL OWNERS. THIS WAY OF HANDLING FEES IS ENTIRELY APPROPRIATE TO US/BRAZIL SITUATION. INDEED, DEPT. BELIEVES THIS APPROACH IS MAIN CHANGE OF SUBSTANCE TO BE ACCOMPLISHED DURING DISCUSSIONS WITH GOB.

4. FYI- DEPT. BELIEVES IT IMPORTANT THAT GOB AGREE IN PRINCIPLE TO MEET WITH US REPS TO DISCUSS RENEGOTIATION OF AGREEMENT, REGARDLESS OF WHAT EVENTUAL OUTCOME MIGHT BE. GOB REFUSAL TO NEGOTIATE WOULD RAISE POTENTIALLY SERIOUS PROBLEMS PRESENTED BY U.S. LEGISLATION. DATES OF FEBRUARY 7-11 AS SUGGESTED REFTEL (B) AND EARLIER BY GOB WOULD STILL BE POSSIBLE, BUT WHATEVER DATES ARE CHOSEN SHOULD BE PINNED DOWN AS SOON AS POSSIBLE. END FYI. KISSINGER

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
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Concepts: DISPUTE SETTLEMENT, GOVERNMENT REACTIONS, FISHING AGREEMENTS, NEGOTIATIONS, FEES, LEGISLATIVE BILLS
Control Number: n/a
Copy: SINGLE
Sent Date: 05-Jan-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
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